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Docket No. 249160US0X
IN RE APPLICATION OF: Taro AOKI, et al
SERIAL NO: 10/780,640
FILED: February 19, 2004
FOR: HYPERLIPEMIA THERAPEUTIC AGENT

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

RESPONSE UNDER 37 CFR 1.116-
EXPEDITED PROCEDURE EXAMINING
GROUP 16/4

SIR:
Transmitted herewith is an amendment in the above-identified application.

- ☒ No additional fee is required
- ☐ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 is claimed.
- ☒ Additional documents filed herewith: Executed Declaration Under 37 C.F.R. § 1.132; Goldstein et al. Principles of Drug Action, 2nd Ed, 1974, pp. 82-84, 89, 92 and 93

The Fee has been calculated as shown below:

| CLAIMS | CLAIMS REMAINING | | HIGHEST NUMBER PREVIOUSLY PAID | NO. EXTRA CLAIMS | RATE | CALCULATIONS |
|-------------|---------------------|--|---|------------------------|-----------|--------------|
| TOTAL | 7 | MINUS | 20 | 0 | x \$50 = | \$0.00 |
| INDEPENDENT | 3 | MINUS | 3 | 0 | x \$200 = | \$0.00 |
| | | <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS | | | + \$360 = | \$0.00 |
| | | TOTAL OF ABOVE CALCULATIONS | | | | \$0.00 |
| | | <input type="checkbox"/> Reduction by 50% for filing by Small Entity | | | | \$0.00 |
| | | <input type="checkbox"/> Recordation of Assignment | | | + \$40 = | \$0.00 |
| | | TOTAL | | | | \$0.00 |

- ☐ A check in the amount of \$0.00 is attached.
- ☐ Credit card payment form is attached to cover the fees in the amount of \$0.00
- ☒ Please charge any additional Fees for the papers being filed herewith and for which no check or credit card payment is enclosed herewith, or credit any overpayment to deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.
- ☒ If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. §1.136 for any necessary extension of time may be charged to Deposit Account No. 15-0030. A duplicate copy of this sheet is enclosed.

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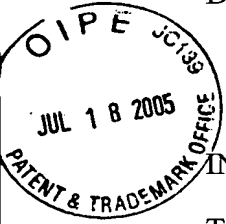
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DOCKET NO: 249160US0X



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF

TARO AOKI, ET AL.

SERIAL NO: 10/780,640

FILED: FEBRUARY 19, 2004

FOR: HYPERLIPEMIA THERAPEUTIC
AGENT

:

: EXAMINER: HENLEY III, RAYMOND J

:

: GROUP ART UNIT: 1614

RESPONSE UNDER 37 CFR 1.116-
EXPEDITED PROCEDURE EXAMINING
GROUP 1614

AMENDMENT AFTER FINAL REJECTION

COMMISSIONER FOR PATENTS
ALEXANDRIA, VIRGINIA 22313

SIR:

Responsive to the Final Rejection mailed April 21, 2005, please amend the subject application as follows:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks/Arguments begin on page 5 of this paper.